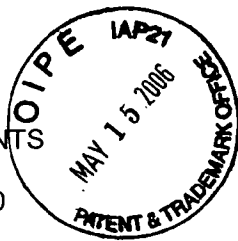


FORM PTO-1083

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450



10571725-^{2FW}GA3347B
Docket No.: 478.1079
Date: May 11, 2006

In re application of: Quentin HARMER, et al.
Serial No.: 10/571,725
Filed: March 14, 2006
For: **DRY POWDER INHALER**

Sir:

Transmitted herewith is an **Information Disclosure Statement** in the above-identified application.

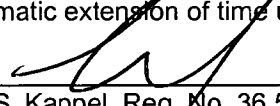
- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
- ☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
- ☒ No fee for additional claims is required.
- ☐ A filing fee for additional claims calculated as shown below, is required:

- ☒ Also transmitted herewith are:
 - ☐ Petition for extension under 37 C.F.R. 1.136 (in duplicate)
 - ☒ Other: **Form PTO-1449; Appendix A - International Search Report and Written Opinion of the International Searching Authority; Appendix B - Search Report of Great Britain Application No. 0321609.0**

- ☐ Check(s) in the amount of **\$.00** is/are attached to cover:
 - ☐ Filing fee for additional claims under 37 C.F.R. 1.16
 - ☐ Petition fee for extension under 37 C.F.R. 1.136
 - ☐ Other:

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


Cary S. Kappel, Reg. No. 36,561
DAVIDSON, DAVIDSON & KAPPEL, LLC
485 Seventh Avenue, 14th Floor
New York, New York 10018
Tel: (212) 736-1940
Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on

May 11, 2006
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 



10571725 - GAU: 3771

478.1079

UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of: Quentin HARMER, et al.
Serial No.: 10/571,725
Filed: March 14, 2006
For: **DRY POWDER INHALER**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 11, 2006

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. § 1.97, Applicants hereby make of record the documents listed on the accompanying Form PTO-1449 (1 sheet) for consideration by the Examiner in connection with the above-identified patent application.

In accordance with 37 C.F.R. § 1.98(a)(2), copies of the foreign patents documents are enclosed. If it is determined that any of these references are not enclosed, the Examiner is requested to contact the undersigned so that a copy can be provided.

References AD, AE, AG and AH listed on the enclosed Form PTO-1449 were cited in the International Search Report issued in International Application No. PCT/GB2004/003940. Reference AC is the corresponding U.S. Patent to German reference AH. A copy of the International Search Report and Written Opinion is enclosed as Appendix A. References AA, AB, AF and AI - AO on the enclosed Form PTO-1449, were cited in the Search Report issued in Great Britain Application No. 0321609.0. A copy of the Search Report is enclosed as Appendix B.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /SD/

This Information Disclosure Statement is filed under 37 C.F.R. §1.97 (b), before the mailing of a first Office Action on the merits. Accordingly, it is believed that no fee is due. In the event any fee is due in connection with the filing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge said fee to our Deposit Account No. 50-0552.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: _____

Cary S. Kappel
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New York, New York 10018
(212) 736-1940



10571725 - GAU: 3771

Sheet 1 of 1

FORM PTO-1449 (REV. 7-80)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE				ATTY. DOCKET NO.: 478.1079US		SERIAL NO.: To Be Assigned						
LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary)						APPLICANT(S): Quentin HARMER, et al.								
						FILING DATE: Herewith		GROUP: To Be Assigned						
U.S. PATENT DOCUMENTS														
*EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	AA	2	5	3	4	6	3	6	12/19/1950	Stirn	128	206		
	AB	5	7	4	0	7	9	4	04/21/1998	Smith, et al.	128	203.15		
	AC	4	3	3	8	9	3	1	07/13/1982	Claudio CAVAZZA	128	203.15		
	AD	04	0	2	0	0	4	8	10/18/2001	Ingls, et al.	128	203.15		
	AE	02	0	1	7	2	9	7	02/14/2002	Durr, et al.	128	203.15		
	AF	20	03	00	35	7	7	7	02/28/2003	Patton, et al.	424	48		
FOREIGN PATENT DOCUMENTS														
		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO
	AG	02	0	8	9	8	7	9	11/14/2002	WO	A61M	15/00		
	AH	3	0	1	6	1	2	7	11/20/1980	DE (Germany)	A61M	15/00	Abstract and See US 4,338,931	
	AI	99	0	5	8	1	8	0	11/18/1999	WO	A61M	15/08		
	AJ	89	0	0	1	3	4	8	02/23/1989	WO	A61M	13/00		
	AK	20	3	0	6	8	0	8	07/31/2003	DE (Germany)	A61M	15/00	Abstract	
	AL	0	5	5	8	8	7	9	05/14/1997	EP	A61M	15/00		
	AM	0	1	8	7	3	9	3	11/22/2001	WO	A61M	15/08		
	AN	02	0	5	3	2	1	6	07/11/2002	WO	A61M	15/00		
	AO	2	3	4	0	7	5	8	03/01/00	GB	A61M	15/00		
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)														
	AP													
EXAMINER /Steven Douglas/					DATE CONSIDERED 11/24/2009									
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.														

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /SD/